

*DW/Kano***Smith-Hill and Bedell, P.C.**

PATENT AND TRADEMARK LAWYERS

12670 NW Barnes Rd., Suite 104  
Portland, Oregon 97229  
Telephone: (503) 574-3100  
Facsimile: (503) 574-3197

John Smith-Hill

Daniel J. Bedell

*Group 28C1*FACSIMILE COVER SHEET

To: PCT Branch

From: John Smith-Hill

Firm: US PATENT AND  
TRADEMARK OFFICE

Date: September 4, 2002

Fax: 1-703-305-3230

Our ref: OUTO 2367

Your ref: 09/980,439

Pages: Cover + 6

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Eljas SAASTAMOINEN et al

Art Unit: 2856

Application No: 09/980,439

Examiner:  
Takisha S. Miller

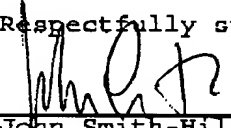
Filed: January 4, 2002

For: ARRANGEMENT FOR MEASURING CONCENTRATE  
FLOW IN CONNECTION WITH FLOTATION CELLRENEWED REQUEST FOR CORRECTED FILING RECEIPT  
NOTIFICATION OF ERROR IN NOTICE OF ACCEPTANCE MAILED 02/22/2002Box PCT  
Assistant Commissioner for Patents  
Washington, D.C. 20231

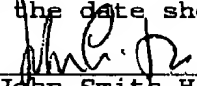
Sir:

A copy of applicant's Request for Corrected Filing Receipt and Notification of Error in Notice of Acceptance Mailed 02/22/02, filed Express Mail on March 7, 2002 as indicated by the accompanying copy of the return postcard received from the Patent and Trademark Office, and copies of the documents submitted with the Request filed March 7, 2002, are submitted herewith. Based on these items, it is requested that the records of the Patent and Trademark Office be amended to reflect a filing date of January 4, 2002 and that a corrected filing receipt and a corrected 371 Acceptance Letter should be issued.

Respectfully submitted,

  
\_\_\_\_\_  
John Smith-Hill  
Reg. No. 27,730SMITH-HILL AND BEDELL, P.C.  
12670 N.W. Barnes Road, Suite 104  
Portland, Oregon 97220Tel: (503) 574-3100  
Fax: (503) 574-3197  
Docket: OUTO 2367Certificate of Facsimile Transmission

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

  
\_\_\_\_\_  
John Smith-HillDate  
September 4, 2002

Re Application Of: Eljas SAASTAMOINEN et al

Application Number: 09/980,439

Filing Date: January 4, 2002

Title: ARRANGEMENT FOR MEASURING CONCENTRATE FLOW IN  
CONNECTION WITH FLOTATION CELL

Docket Number: OUTO 2367

Receipt is hereby acknowledged in the United States Patent and Trademark Office of  
the following as of the date stamped hereon:Request for Corrected Filing Receipt/Notification of Error  
in Notice of acceptance Mailed 02/22/02

Copy of Filing Receipt

Copy of Reply to Notification of Missing Requirements

Copy of Postcard

RECEIVED  
MAR - 7 2003  
TECHNOLOGY CENTER 2800

COPY

Attorney Docket No. OUTO 2367  
Express Mail  
Label No. EL888470241  
Deposit Date 3/7/02

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Eljas SAASTAMOINEN et al

Art Unit: 2856

Application No: 09/980,439

Examiner:

Filed: January 4, 2002

For: ARRANGEMENT FOR MEASURING CONCENTRATE  
FLOW IN CONNECTION WITH FLOTATION CELL

REQUEST FOR CORRECTED FILING RECEIPT  
NOTIFICATION OF ERROR IN NOTICE OF ACCEPTANCE MAILED 02/22/02

Assistant Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, D.C. 20231

Sir:

There is an error on the filing receipt that was issued for this application in that the filing date is incorrect, as indicated in red on the accompanying copy. As outlined in the Reply to Notification of Missing Requirements filed January 31, 2002 (a copy of which is enclosed), the Declaration was filed on January 4, 2002, and a copy of the return postcard was provided as evidence. Therefore, applicant believes that this application should be granted a filing date of January 4, 2002-because January 4, 2002 is the date on which the requirements for entry into the national phase were fully met. Please amend the records of the Patent and Trademark Office to reflect a filing date of January 4, 2002 and issue a corrected filing receipt and a corrected Notice of Acceptance.

Respectfully submitted,



John Smith-Hill  
Reg. No. 27,730

SMITH-HILL AND BEDELL, P.C.  
12670 N.W. Barnes Road, Suite 104  
Portland, Oregon 97220

Tel: (503) 574-3100  
Fax: (503) 574-3197

COPY



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO.	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/980,439	<del>01/31/2002</del> 01/04/2002	2856	1170	OUTO 2367	2	9	1

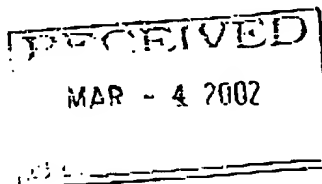
CONFIRMATION NO. 3399

## FILING RECEIPT



\*OC000000007491826\*

007812  
SMITH-HILL AND BEDELL  
12670 N W BARNES ROAD  
SUITE 104  
PORTLAND, OR 97229



Date Mailed: 02/22/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Eljas Saastamoinen, Helsinki, FINLAND;  
Mikael Forss, Espoo, FINLAND;

## Domestic Priority data as claimed by applicant

THIS APPLICATION IS A 371 OF PCT/FI00/00553 06/20/2000

## Foreign Applications

FINLAND 991484 06/26/1999

Projected Publication Date: Not Applicable, filed prior to November 29, 2000

Non-Publication Request: No

Early Publication Request: No

## Title

Arrangement for measuring concentrate flow in connection with a flotation cell

## Preliminary Class

073

COPY

Attorney Docket No. OUTO 2367  
Express Mail  
Label No. EL888470564  
Deposit Date 1/31/02

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Eljas SAASTAMOINEN et al

Art Unit:

Application No: 09/980,439

Examiner:

Filed: January 4, 2002

For: FLOTATION CELL

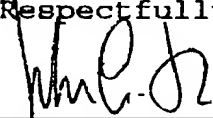
REPLY TO NOTIFICATION OF MISSING REQUIREMENTS

Assistant Commissioner for Patents  
Box PCT  
Washington, D.C. 20231

Sir:

In reply to the Notice mailed January 18, 2002, a Declaration signed by the inventor(s) and identifying the application by International application number was filed on January 4, 2002, as evidenced by the enclosed copy of the return postcard. A copy of the Declaration is enclosed. A copy of the Notice is also enclosed. As indicated in the transmittal letter that accompanied the Declaration, the fee under 37 CFR 1.492(e) has already been paid.

Respectfully submitted,

  
\_\_\_\_\_  
John Smith-Hill  
Reg. No. 27,730

SMITH-HILL & BEDELL, P.C.  
12670 NW Barnes Road, Suite 104  
Portland, Oregon 97229  
(503) 574-3100

Re Application Of: Eljas SAASTAMOINEN et al  
Application Number: 09/980,439  
Filing Date:  
Title: FLOTATION CELL

Docket Number: OUTO 2367  
Receipt is hereby acknowledged in the United States Patent and Trademark Office of  
the following as of the date stamped hereon:

Transmittal of Declaration  
Declaration

JC10 Rec'd PCT/PTO 04 JAN 2002

\*\*\*\*\*  
\*\*\* RX REPORT \*\*\*  
\*\*\*\*\*

RECEPTION OK

TX/RX NO	6641	
CONNECTION TEL		503 574 3197
SUBADDRESS		
CONNECTION ID		
ST. TIME	09/04 17:28	
USAGE T	01'42	
PGS.	7	
RESULT	OK	



D Williams



14 Coglin Place  
Kambah  
2902  
Canberra  
Australia

## BY FACSIMILE AND COURIER

To:	Commissioner for Patents USPTO	From:	Peter Bobroff Flixco Pty Limited
Fax:	0015 1 703 305 32 30	Fax:	+61 2 6231 8460
Phone:	0011 1 703 305 32 57	Phone:	+61 2 6231 8460
email:		email:	pjb@flixco.com
Page:	1 of 4		
Date:	9 September 2002		

Commissioner for Patents  
Box PCT  
Washington DC 20231  
United States of America

Dear Sir / Madam

RE: Information Disclosure Statement By Applicant  
for National Stage Application Number 10/168,960 out of PCT  
Application No PCT/AU01/00013 in the Name of Flixco Pty Limited.

**Please find following and also by courier;**

- Information Disclosure Statement By Applicant, form PTO/SB/08A for US National Stage Application Number 10/168,960

**By courier only;**

- Copy of PCT International Search Report for International Application No. PCT/AU01/00013
- Copy of the International Preliminary Examination Report for International Application No. PCT/AU01/00013
- Copy of letter to IP Australia dated 28 September 2002, regarding the relevance of United States Patent No. 5,572,650
- Copies of each of the documents cited by the international search report; US 5572650A, US 5799295A, US 4362928A, US 5566330A and WO 9946711A

**Concise explanation of relevance for the examiner**

The Information Disclosure Statement lists all of the citations from the International Search Report. We do not consider that any of these cited

documents are material to the patentability of this US National Stage Application No. 10/168,960.

The letter to IP Australia on 28 September 2001 explains the difference between the original claim set of PCT Application No. PCT/AU01/00013 and US Patent 5572650A which was cited as a category X document in the International Search Report. The rest of the cited documents of the International Search Report were in category A and are not considered to be of particular relevance.

We have also included the International Preliminary Examination Report which examined a revised set of claims to the set on which the International Search Report was performed. It is this revised set of claims from which the US national phase claims have been derived. The only modifications to the US claim set being the deletion of two omnibus claims and the removal of multiple dependencies between claims. We note that the International Preliminary Examination Report concluded that "None of the citations in the search report, individually or in combination, disclose the features of the claims".

Yours faithfully,



Peter Bobroff  
Director  
Flixco Pty Limited

Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Substitute for form 1449/APTO

(USE AS MANY SHEETS AS NECESSARY)

Sheet	1	of	2
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**Complete if Known**

Application Number	10/168960
Filing Date	
First Named Inventor	Peter James BOGROFF
Art Unit	
Examiner Name	
Attorney Docket Number	

[illegible][illegible]

**Examiner  
Signature**

Date Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

**Burden Hour Statement:** This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO:** Assistant Commissioner for Patents, Washington, DC 20231.

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***      RX REPORT      ***
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RECEPTION OK

TX/RX NO	6747	
CONNECTION TEL		02 6231 8460
SUBADDRESS		
CONNECTION ID	Flixco Pty Ltd	
ST. TIME	09/08 21:18	
USAGE T	02'09	
PGS.	3	
RESULT	OK	

PTO/SB/08B (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449B/PTO <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> (use as many sheets as necessary)	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th colspan="2" style="text-align: center; padding: 5px;">Complete If Known</th> </tr> <tr> <td style="width: 30%; padding: 5px;">Application Number</td> <td style="padding: 5px;">10/168960</td> </tr> <tr> <td style="padding: 5px;">Filing Date</td> <td style="padding: 5px;"></td> </tr> <tr> <td style="padding: 5px;">First Named Inventor</td> <td style="padding: 5px;">Peter James BOBROFF</td> </tr> <tr> <td style="padding: 5px;">Group Art Unit</td> <td style="padding: 5px;"></td> </tr> <tr> <td style="padding: 5px;">Examiner Name</td> <td style="padding: 5px;"></td> </tr> <tr> <td style="padding: 5px;">Attorney Docket Number</td> <td style="padding: 5px;"></td> </tr> </table>	Complete If Known		Application Number	10/168960	Filing Date		First Named Inventor	Peter James BOBROFF	Group Art Unit		Examiner Name		Attorney Docket Number	
Complete If Known															
Application Number	10/168960														
Filing Date															
First Named Inventor	Peter James BOBROFF														
Group Art Unit															
Examiner Name															
Attorney Docket Number															

[illegible]

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 809. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

**Burden Hour Statement:** This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.**

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\*\*\* RX REPORT \*\*\*  
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RECEPTION OK

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USAGE T	00'53	
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RESULT	OK	

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*with*


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Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE  
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Attention: Deborah Williams Fax: (703) 305-3230

### Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the  
Patent and Trademark Office

on August 30, 2002  
Date



Signature

Julie H. Gamotis

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

Serial No. 10/148,264; HENRIK STIESDAL

Attached:

1. Petition for Revival (2 pp)
2. Copy of stamped Mailroom Receipt
3. Copy of cancelled Check No. 7855

PTO/SB/64/PCT (10-00)

Approved for use through 10/31/2002. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN INTERNATIONAL APPLICATION FOR PATENT  
DESIGNATING THE U.S. ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)

First named inventor: Henrik Stiesdal

International (PCT) Application No.: PCT/DK01/00622 U.S. Application No.: 10/148,264

Filed: 29 September 2000

(if known) Filed: 05/29/2002

Title: Method for Regulating a Windmill and an Apparatus for the Use of  
Said Method

Attention: PCT Legal Staff

Box PCT

Assistant Commissioner for Patents

Washington, D.C. 20231

The above-identified application became abandoned as to the United States because the fees and documents required by 35 U.S.C. 371(c) were not filed prior to the expiration of the time set in 37 CFR 1.494(b) or (c) or 1.495(b) or (c) as applicable). The date of abandonment is the day after the date on which the 35 U.S.C. 371(c) requirements were due. See 37 CFR 1.494(g) or 1.495(h).

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee
- (2) Proper reply (Already filed 05/29/2002)
- (3) Terminal disclaimer with disclaimer fee--required for all international applications having an international filing date before June 8, 1995; and
- (4) Statement that the entire delay was unintentional.

## 1. Petition fee

☐ Small entity - fee \$ \_\_\_\_\_ (37 CFR 1.17(m)). Applicant claims small entity status.  
See 37 CFR 1.27.

☒ Other than small entity - fee \$ 1,280.00 (37 CFR 1.17(m))

## 2. Proper reply

A. The proper reply (the missing 35 U.S.C. 371(c) requirement(s) in the form of

1. Transmittal Letter (entering U.S. national phase) (identify type of reply):
  2. Preliminary Amendment
  3. Declaration, Power of Attorney, Statement
- 1 & 2 ☒ has been filed previously on 05/29/2002
- 3 ☒ is enclosed herewith.

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 1.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231



PTO/SB/64/PCT (10-00)

Approved for use through 10/31/2002. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## 3. Terminal disclaimer with disclaimer fee

- ☐ Since this international application has an international filing date on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$\_\_\_\_\_ for a small entity or \$\_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

07/22/2002

Date



Signature

Meera P. Narasimhan

Typed or printed name

1493 Chain Bridge Road, Suite 300

Address

McLean, VA 22101

Telephone  
Number: (703) 442-4800

- Enclosures: ☒ Response (Declaration, Power of Attorney, Statement)
- ☒ Fee Payment
- ☐ Terminal Disclaimer Form
- ☒ Basic National Fee (\$1,040.00); Late filing surcharge (\$130.00)

To: The Honorable Commissioner of Patents  
Washington, D.C. 20231

Sir:

Kindly acknowledge receipt of the accompanying:  
Petition for Revival (2 pp), Power of Attorney, Statement,  
Declaration (4 total pp), \$2,450 check

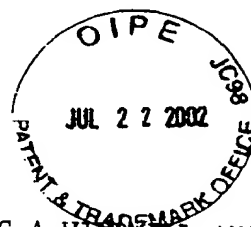
In re Application of:  
Henrik STIESDAL

Serial No. 10/148,264

Filing Date: May 29, 2002

For: METHOD FOR REGULATING A WINDMILL AND AN APPARATUS  
FOR THE USE OF SAID METHOD

by placing your receiving date stamp hereon and mailing.





\*\*\*\*\*  
\*\*\* RX REPORT \*\*\*  
\*\*\*\*\*

RECEPTION OK

TX/RX NO	6521	
CONNECTION TEL		703 448 7397
SUBADDRESS		
CONNECTION ID		
ST. TIME	08/30 11:20	
USAGE T	02'02	
PGS.	5	
RESULT	OK	